



A place where families and businesses thrive.

City Council Regular Meeting Minutes

Monday, November 8, 2021
Zoom Community Auditorium

***Minutes are unofficial until approved by City Council.
Council approved minutes as presented November 22, 2021.***

A. Call to Order:

Mayor Truax called the regular City Council meeting to order at 7:04 p.m. via Zoom Webinar Video Conference. The meeting was held in a “hybrid” format allowing the public to attend both virtual and in-person in the Community Auditorium. Members of the public could observe the meeting **LIVE on Zoom Webinar** or on television on Tualatin Valley Community Television (TVCTV) Government Access Programming.

Mayor Truax spoke in remembrance of Forest Grove Fire Captain Rick Ilg, noting a full fire service honors memorial was held November 5, 2021, at the Hillsboro Stadium Complex. The memorial was open to the public and was attended by fire agencies across the state. For the week leading up to the memorial, a 24-hour vigil was held in the Fire Department museum.

ROLL CALL: COUNCIL PRESENT ATTENDED BY ZOOM WEBINAR: Kristy Kottkey; Timothy Rippe; Elena Uhing; Mariana Valenzuela; Malynda Wenzl; and Mayor Peter Truax.
COUNCIL ABSENT: Donna Gustafson.

STAFF PRESENT ATTENDED BY ZOOM WEBINAR: Jesse VanderZanden, City Manager; Chris Crean, City Attorney; Emily Matasar, City Attorney (dismissed at 6:15 p.m.); Paul Downey, Assistant City Manager/Finance Director; Keith Hormann, Light and Power Director; Bryan Pohl, Community Development Director; Henry Reimann, Police Chief; Michelle Stromberg, Light and Power Administrative Assistant; and Anna Ruggles, City Recorder.

B. Public Comment:

1. CC11-08-2021 Written Public Comments received by 3:00 p.m. on the day of the meeting were in the Council Packet.

The following testimony was heard via Zoom.

Charlotte Lumae, Community Policing Advisory Commission (CPAC) Chair, addressed Council pertaining to the earlier work session concerning the CPAC, noting CPAC would like to work directly with Council and meet jointly to discuss aligning visions.

C. Consent Agenda:

1. Approve City Council Work Session (Levy Polling) Meeting Minutes of October 11, 2021.
2. Approve City Council Work Session (Wauna Credit Union Reimbursement District) Meeting Minutes of October 11, 2021.
3. Approve City Council Regular Meeting Minutes of October 11, 2021.
4. Approve City Council Work Session (Levy Planning) Meeting Minutes of October 25, 2021.
5. Approve City Council Work Session (Oak Street Planning Area Project Update) Meeting Minutes of October 25, 2021.
6. Approve City Council Regular Meeting Minutes of October 25, 2021.
7. Accept Library Commission Meeting Minutes of September 8, 2021.
8. Community Development Department Monthly Building Activity Informational Report for October 2021.

MOTION: Council President Wenzl moved, seconded by Councilor Kottkey, to approve the Consent Agenda as presented. VOICE VOTE: AYES: Councilors Kottkey, Rippe, Uhing, Valenzuela, Wenzl, and Mayor Truax. NOES: None. ABSENT: Gustafson. MOTION CARRIED 6-0.

D. Additions/Deletions:

1. City Manager – none.
2. Proposed by Councilors – none.

E. Presentations:

1. Metro Update, Juan González Metro Councilor District 4

Presented a PowerPoint presentation overview of Metro's Supportive Housing Services (all three counties local implementation plans have been approved); Affordable Housing Bond; Parks and Nature Bond (Chehalem Ridge Natural Area opening soon); Parks and Nature Levy; Metro's Regional Illegal Dumping (RID) Program; Construction Careers Pathways; and Work on TV Highway Hope Grant Commences.

2. Light and Power Department (L&P) Update, Keith Hormann, Light and Power Director; and Michelle Stromberg, Light and Power Administrative Assistant

- PPT Filbert Substation Expansion/Transmission Tie-Line Project Completion Update

Hormann presented a PowerPoint presentation overview pertaining to the Filbert Substation Expansion/Transmission Tie-Line, noting the project was successfully completed on time. The budgeted amount was \$1 million and cost was \$1.3 million. The increased costs were attributed to escalated material and engineering expenses resulting from the COVID-19 pandemic. In response to the COVID-19 pandemic, Downey advised the exceeded costs likely would not qualify for American Rescue Plan Act (ARPA) funding.

- PPT Energy Conservation Program Update for October 1, 2019 - September 30, 2021

Stromberg presented a PowerPoint presentation overview pertaining to the Energy Conservation Program, noting L&P receives Energy Efficiency (EE) funding from Bonneville Power Administration (BPA) and the City budgets \$70,000 per year to fund incentivized EE projects. During BPA's biennial EE Period, L&P distributed \$741,146: \$526,146 in BPA EE dollars, \$75,000 from donated City of Ashland dollars, and \$140,000 of self-funded EE monies.

- PPT LED Streetlight Upgrade Project Completion Update

Hormann presented a PowerPoint presentation overview pertaining to the LED Streetlight Upgrade, noting the project was successfully completed one year ahead of schedule. The City has 2,064 streetlights and replaced 1,791 with LED fixtures at a cost of \$537,495. Total conservation incentives – \$147,260. Payback period based on conservation incentives, energy savings and maintenance is approximately five years.

- PPT Watershed/L&P Utility Pole Harvest 2021

Hormann presented a PowerPoint presentation overview on the utility pole replacement program, noting L&P purchased and harvested its first Douglas Fir power poles from the City-owned watershed during this year's timber harvest. L&P saved approximately 30 percent by harvesting and purchasing Douglas Fir power poles from the City-owned watershed versus purchasing Western Red Cedar harvested out of forests in Canada.

F. Public Hearings, Ordinances, and Resolutions:

1. **PUBLIC HEARING AND FIRST READING OF ORDINANCE NO. 2021-04 VACATING RIGHT-OF-WAY PROJECTING NORTH FROM PACIFIC AVENUE AT MOUNTAIN VIEW LANE INTERSECTION; APPLICANT: DOHERTY FORD (MICHAEL DOHERTY); FILE NO. 311-21-000036-PLNG**

Staff Report:

Pohl presented the above-proposed ordinance for first reading, noting the proposed ordinance is petitioning to vacate the dedicated public right-of-way projecting north from Pacific Avenue at Mountain View Lane intersection; Applicant: Doherty Ford (Michael Doherty); File No. 311-21-000036-PLNG. Pohl presented a PowerPoint presentation showing an aerial description of the right-of-way proposed to be vacated and the applicable standards for proceedings to be initiated pursuant to ORS 271.120, noting the right-of-way was dedicated in 1965 (Deed Book 560 Page 122) to be used for "street and roadway purposes" to provide vehicular access to abutting properties. The public right-of-way does not fully align with Mountain View Lane to the south. The abutting property owner owns all the property abutting the right-of-way (Tax Lots 1500 and 1503) and has petitioned to vacate the right-of-way. All relevant utility companies were notified and no objections were received. The City has no reservations, conditions or easements over the vacated area appearing to be necessary and in the public interest. There is

no ownership of land or consideration of any payment to the City because it is a dedicated public right-of-way. In conclusion of the above-noted staff report, Pohl advised staff is recommending Council approve the proposed ordinance, as outlined in Exhibit A, noting the vacation criteria has been met pursuant to ORS, as outlined in Exhibit B (Findings). If Council adopts the proposed ordinance after its second reading on November 22, 2021, the ordinance is recorded in the County Deed Records (30-day waiting period after enactment).

Before proceeding with the Public Hearing and Council discussion, Mayor Truax asked for a motion to adopt Ordinance No. 2021-04 for first reading.

VanderZanden read Ordinance No. 2021-04 by title for first reading.

MOTION: Councilor Rippe moved, seconded by Councilor Uhing, to adopt Ordinance No. 2021-04 Vacating Right-of-Way Projecting North from Pacific Avenue at Mountain View Lane Intersection; Applicant: Doherty Ford (Michael Doherty); File No. 311-21-000036-PLNG.

Public Hearing Opened:

Mayor Truax opened the Public Hearing and explained hearing procedures.

Written Testimony Received:

No written testimony was received.

Proponents:

Michael Doherty, Forest Grove, Applicant, testified in support of the ordinance to vacate the right-of-way abutting Doherty Ford's property, noting the right-of-way was dedicated to access the back lot (Tax Lot 1503), which they own. Doherty noted once the right-of-way is vacated, the land will be added into the City's tax roll.

No one else testified and no written comments were received.

Opponents:

No one testified and no written comments were received.

Others:

No one testified and no written comments were received.

Council Discussion:

None.

Public Hearing Continued:

Mayor Truax continued the Public Hearing to November 22, 2021, for Ordinance No. 2021-04 by title for second reading.

G. Council Communications:

1. Councilor Reports

Gustafson was absent.

Kottkey's written report was distributed in the Council Packet. Kottkey highlighted the work of the Dairy Creek Community Food Web.

Rippe reported Economic Development Commission elected not to hold a meeting in November and perhaps December to allow time for new staff transitioning. Rippe briefed on federal transportation funding. In addition, Rippe reported attending Forest Grove Fire Captain Rick Ilg's memorial service.

Valenzuela briefed on resources and programs available to help prevent evictions. In addition, Valenzuela voiced concerns of housing affordability and availability and finding solutions for individuals experiencing homelessness.

Uhing briefed on Washington County's intent to allocate funding to address homelessness. Uhing indicated there is a critical need for housing affordability and availability. In addition, Uhing reported on Sustainability Commission-related activities.

Council President Wenzl reported attending Committee for Community Involvement (CCI) meeting and asked if Sara Wilson, SSW Consulting, who facilitates Council Retreats, would be able to facilitate the Annual Town Meeting, to which VanderZanden advised he would report back at a later date. In addition, Wenzl reported Parks and Recreation Commission is reviewing a pilot recreational program.

2. City Manager's Report

VanderZanden presented the "What's *growing* on in Forest Grove" Report, dated November 8, 2021. VanderZanden briefed on the American Rescue Plan Act (ARPA) Subcommittee's upcoming meeting, noting the committee will be discussing potential programs that will be funded by 20 percent of the City's ARPA funds allocated for: 1) public health expenditures; 2) negative economic impacts; and 3) premium pay for essential workers. VanderZanden reported staff is drafting a contract for CFM Advocates to assist the City with federal infrastructure grants. In addition, VanderZanden briefed on the upcoming Council agenda topics, various department-related projects and activities, current recruitments, retirement announcements, and calendar updates.

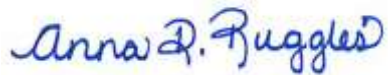
3. Mayor's Report

Mayor Truax reported attending Library Commission (LC) meeting, noting LC discussed the levy and the Library's budget. Mayor Truax advised Council to devote some time with boards/commission to discuss the levy. In addition, Mayor Truax briefed on meetings he attended, community-related events and Washington County-related matters of interest.

H. Adjournment:

Mayor Truax adjourned the regular Council meeting at 8:52 p.m.

Respectfully submitted,



Anna D. Ruggles, CMC, City Recorder